

**MINUTES OF THE
EXTRA-TERRITORIAL ZONING AUTHORITY (ETA) MEETING**

December 16, 2015

1. CALL TO ORDER

5:29:27

Chairman Rawson called the Regular Meeting of the Extra-Territorial Zoning Authority to order at 5:29 p.m. Wednesday, December 16, 2015 in the Doña Ana County Government Center, 845 N. Motel Blvd., Las Cruces, NM.

2. ROLL CALL

5:29:42

Led by: Diane Duback, Recording Secretary

Leticia Duarte-Benavidez, Commissioner	Absent
Jack Eakman, Councilor	Present
Benjamin Rawson, Chairman	Present
Kasandra Gandara, Councilor	Present
Billy G. Garrett, Commissioner	Absent

3. ANNOUNCEMENTS

5:30:05

Chairman Rawson notified the applicants that since only three members of the 5-member Authority were present tonight, for a motion to pass, there must be three affirmative votes. The applicants were given the option of postponing their case until the full 5-member Authority was present or having it heard tonight. The applicants of both cases chose to have their cases heard tonight.

Chairman Rawson welcomed two new Councilors to the ETA, Kasandra Gandara and Jack Eakman.

4. APPROVAL OF MINUTES

5:31:22

Regular Meeting of September 16, 2015

Motion to approve the minutes of the September 16, 2015 ETA Meeting.

Motion: Jack Eakman

Second: Kasandra Gandara

Kasandra Gandara: Yes

Jack Eakman: Yes

Benjamin Rawson: Yes

Passed.

5. CHANGES TO THE AGENDA

5:32:00

Steve Meadows reported that the City of Las Cruces notified him that there were no applications for minor or major subdivisions to report for the month of November, so Agenda Item #6 could be skipped.

NEW BUSINESS: REVIEW / DISCUSSION / ACTION

6. MINOR SUBDIVISIONS AND LARGE LAND AREA SUBDIVISIONS REPORT UPDATE FROM THE CITY OF LAS CRUCES COMMUNITY DEVELOPMENT DEPARTMENT STAFF

5:32:00

Steve Meadows reported that the City of Las Cruces had no applications for minor or major subdivisions to report for the month of November.

7. CASE #V15-004/Hamilton, 1685 Camino de Pavos, Las Cruces

5:32:34

Approve variance request for *Case #V15-004* – Steve Meadows, Planner, Community Development, will discuss.

Motion to approve the variance request for *Case #V15-004/Hamilton* based on staff analysis, findings and recommendation. The strict enforcement of the ordinance would result in practical difficulties or unnecessary physical hardships for the applicant resulting from size, shape or existing structures thereon or from topographic or physical conditions on the site or in the immediate vicinity and that by granting the variance, the spirit of the code will be observed, public safety and welfare secured, and substantial justice done; and approving this variance will not constitute a grant of special privilege.

Motion: Jack Eakman

Second: Kasandra Gandara

Kasandra Gandara: Yes

Jack Eakman: Yes

Benjamin Rawson: Yes

Passed.

8. CASE #V15-005/Alvarez, 2305 W. Union Ave., Las Cruces

5:55:40

Approve variance request for *Case #V15-005* – Steve Meadows, Planner, Community Development, will discuss.

Motion to approve the variance request for *Case #V15-005/Alvarez* to include staff analysis, findings and recommendation. Approving this variance will not constitute a grant of special privilege inconsistent with the limitations on other properties within 300 feet and also in the same land use district. Granting the variance will not be detrimental to the public health, safety, welfare or be materially injurious to properties or improvements in the vicinity; and strict or literal interpretation enforcement of the specified performance standard or regulation would result in unnecessary physical hardship inconsistent with the purposes of this Code.

Motion: Kasandra Gandara

Second: Jack Eakman

Kasandra Gandara: Yes

Jack Eakman: Yes

Benjamin Rawson: Yes

Passed.

9. ADMINISTRATIVE APPROVALS

6:19:25

Steve Meadows reported on administrative approvals for the month of November.

10. STAFF INPUT

6:24:50

Daniel Hortert welcomed Councilors Gandara and Eakman to the ETA.

11. AUTHORITY INPUT

6:25:35

Chairman Rawson noted that the Authority needed to elect a new Vice-Chair and said that could be done during the election of officers at the ETA's first meeting of the new year. Chair Rawson also noted that the Chairman position rotates between the County and City and said that also would be discussed during the next meeting. Steve Meadows said that at the annual business meeting on January 20th, as well as electing officers, the ETA will approve the schedule of meetings for 2016 and the By-Laws.

12. ADJOURNMENT

6:27:30

Chairman Rawson adjourned the meeting at 6:27 p.m.

Officer: Extra-Territorial Zoning Authority